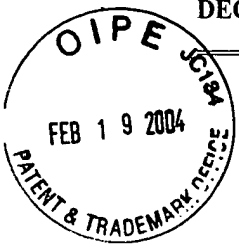


DECLARATION AND POWER OF ATTORNEY

Attorney Case No. 52339AUSM1



As a below named inventor, I hereby declare:

That, my residence, post office address and citizenship are as stated below next to my name;

That, I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled:

Gene Therapy For Critical Limb Ischemia With Wild Type or Mutant eNOS

described and claimed in the attached specification, that I have reviewed and understand the contents of the attached specification, including the claims, that I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 CFR §1.56(a), and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows:

None

I hereby claim the benefit under Title 35, United States Code 119(e) of the following United States provisional application: Provisional Application Number 60/403,637 filed August 16, 2002.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Anna Gil, Registration No. 46,726
Neil G. Miyamoto, Registration No. 50,370
Melissa A. Shaw, Registration No. 38,301
Wendy L. Washtien, Registration No. 36,301
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Address all telephone calls to Anna Gil at telephone number (510) 669-4758.

Address all correspondence to Anna Gil, Berlex Biosciences, Patent Department, 2600 Hilltop Drive Avenue, P.O. Box 4099, Richmond, California 94804-0099.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FULL NAME OF SOLE OR FIRST JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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William P. DOLE



11/6/03

RESIDENCE

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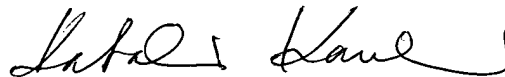
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FULL NAME OF SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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10/21/03

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FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Hu Sheng QIAN



10-27-2003

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FULL NAME OF FOURTH
JOINT INVENTOR

Gabor RUBANYI

INVENTOR'S SIGNATURE

Gabor Rubanyi

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